

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

**MICHAEL R. STEINWAY and
PEGGY A. STEINWAY and
DAVID W. CROWELL,**

Plaintiffs,

v.

**THE VILLAGE OF PONTOON BEACH,
a Municipal Corporation; and in their
individual and official capacities,
VILLAGE OF PONTOON BEACH, ILLINOIS,
POLICE CHIEF CHARLES LEUHMANN,
PATROLMAN JOHN SIMMONS #062, and
LIEUTENANT DAN ABLE, #053,**

Defendants.

Case No. 06-cv-1043-DRH

ORDER

HERNDON, Chief Judge:

Before the Court is Plaintiff's Motion to Voluntarily Dismiss Punitive Damages Claims Against Individual Defendants Police Chief Charles Leuhmann, Patrolmen John Simmons, #062, and Lieutenant Dan Able, #053 (Doc. 41). Specifically, Plaintiff moves for voluntary dismissal of his punitive damages claims against said Defendants, as alleged in Counts 1 through 8 of his Complaint. Defendants have not opposed said Motion. For good cause, Plaintiff's Motion (Doc. 41) is **GRANTED**, pursuant to **FEDERAL RULE OF CIVIL PROCEDURE 41(a)(2)**.

Accordingly, Plaintiff's punitive damages claims against Defendants Police Chief Charles Leuhmann, Patrolmen John Simmons, #062, and Lieutenant Dan Able, #053, as pled in Counts 1 through 8 of his Complaint (Doc. 2), are hereby **DISMISSED WITHOUT PREJUDICE.**

IT IS SO ORDERED.

Signed this 18th day of October, 2007.

/s/ David R Herndon
Chief Judge
United States District Court